

## **RESOLUTIONS NO. RS2019-1652 AND RS2019-1653 –**

These resolutions would approve exemptions from the minimum distance requirements for obtaining a beer permit for two establishments, listed below.

The Metro Code of Laws (MCL) prevents a beer permit from being issued to any establishment located within 100 feet of a religious institution, school, park, daycare, or one- or two-family residence. However, several exceptions exist to the distance requirements. For example, facilities within the USD separated from these protected locations by state or federal four-lane highways are exempt, as are retailer on-sale beer permit holders in MUL districts and events catered by holders of caterers' permits. (See, Code section 7.08.090(A)).

Additionally, the Code provides a mechanism to exempt (a) restaurants or (b) any retail food store from Metro's minimum distance requirements, allowing such facilities to obtain beer permits upon the adoption of a resolution by the Council. (See, Code section 7.08.090(E)). Restaurants are no longer required to have state on-premises liquor consumption licenses in order to obtain such exemption.

A public hearing must be held by the Council prior to voting on resolutions brought under Section 7.08.090(E).

These establishments and locations are as follows:

- **Resolution No. RS2019-1652 (MURPHY)** — This resolution would approve an exemption for Castrillo's located at 3501 Park Avenue.
- **Resolution No. RS2019-1653 (DOWELL)** — This resolution would approve an exemption for Exo-Tikka Indian Cuisine located at 5385 Mt. View Road.